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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 vs.  
14 DAVID KENNETH HANSEN,  
15 Defendant.

16 Case No.: 2:20-cr-021 TLN

17 STIPULATION AND ORDER  
CONTINUING STATUS CONFERENCE  
AND EXCLUDING TIME UNDER THE  
SPEEDY TRIAL ACT

18 Date: February 3, 2022  
19 Time: 9:30 a.m.  
20 Court: Hon. Troy L. Nunley

21

22 Plaintiff United States of America by and through Assistant United States Attorney James  
23 Conolly, and Attorney Todd Leras on behalf of Defendant David Hansen, stipulate as follows:

24 1. This matter is presently set for a status conference on February 3, 2022. By this  
25 stipulation, Defendant Hansen moves to continue the status conference to March 17,  
26 2022.

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1       2. This case involves drug trafficking and firearm charges stemming from execution of  
2            search warrants in Sacramento and Placer Counties.

3       3. The government has provided defense counsel with discovery consisting of written  
4            offense reports and audio recordings. Defense counsel has requested the government  
5            produce supplemental discovery materials. The defense has also shared with the  
6            government defense investigation materials as the basis for facilitating settlement  
7            discussions. The defense anticipates that it will be filing a motion to compel the  
8            government to produce the requested supplemental discovery material before the  
9            March 17 status conference.

10      4. The defense is continuing with its own investigation in this matter while settlement  
11            discussions proceed between the parties and while it waits for the government to  
12            produce the requested supplemental discovery materials. Defense counsel requires  
13            time to conduct this investigation and anticipates that follow up defense investigation  
14            will be required based on production of the supplemental discovery materials.  
15            Additional time will also be needed to review the anticipated supplemental discovery  
16            materials and any defense investigation results with Mr. Hansen.

17      5. Mr. Hansen is in pre-trial detention at the Sacramento County Main Jail. Meetings  
18            between defense counsel and Mr. Hansen have been recently disrupted due to a  
19            COVID-19 quarantine of Mr. Hansen's housing unit. This recent outbreak has  
20            impeded defense preparation and investigation.

21      6. In addition to pandemic disruptions to defense investigation and client meetings,  
22            some of the relevant events in this case occurred near Auburn, California,

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1 approximately 35 miles northeast of downtown Sacramento. Potential evidence and  
2 witnesses are in the greater Auburn area. The defense therefore requests additional  
3 time to perform its discovery review and investigation in the Auburn area.  
4

5 7. Given the ongoing defense investigation, Defendant Hansen requests to continue the  
6 status conference in this matter to March 17, 2022, at 9:30 a.m., and to exclude time  
7 between February 3, 2022, and March 17, 2022, inclusive, under Local Code T-4.

8 The United States does not oppose this request.  
9

10 8. Attorney Todd Leras represents and believes that failure to grant additional time as  
11 requested would deny Defendant Hansen the reasonable time necessary for effective  
12 preparation, considering the exercise of due diligence.  
13

14 9. Based on the above-stated facts, Defendant Hansen requests that the Court find that  
15 the ends of justice served by continuing the case as requested outweigh the best  
16 interest of the public and the Defendant in a trial within the time prescribed by the  
17 Speedy Trial Act.  
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19 10. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et*  
20 *seq.*, within which trial must commence, the time period of February 3, 2022 to  
21 March 17, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. §  
22 3161(h)(7)(A), and (B) (iv) [Local Code T-4] because it results from a continuance  
23 granted by the Court at Defendant Hansen's request on the basis that the ends of  
24 justice served by taking such action outweigh the best interest of the public and the  
25 Defendant in a speedy trial.  
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27 11. Nothing in this stipulation and order shall preclude a finding that other provisions of  
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1 the Speedy Trial Act dictate that additional time periods are excludable from the  
2 period within which a trial must commence.

3 Assistant U.S. Attorney James Conolly has reviewed this proposed order and authorized  
4 Todd Leras via email to sign it on his behalf.  
5

6 DATED: February 1, 2022

PHILLIP A. TALBERT  
7 Acting United States Attorney

8 By /s/ Todd D. Leras for  
9 JAMES CONOLLY  
10 Assistant United States Attorney

DATED: January 31, 2022

11 By /s/ Todd D. Leras  
12 TODD D. LERAS  
13 Attorney for Defendant  
14 DAVID HANSEN

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## ORDER

BASED ON THE REPRESENTATIONS AND STIPULATION OF THE PARTIES, it is  
hereby ordered that the status conference in this matter, scheduled for February 3, 2022, is  
vacated. A new status conference is scheduled for March 17, 2022, at 9:30 a.m. The Court  
further finds, based on the representations of the parties and Defendant Hansen's request, that the  
ends of justice served by granting the continuance outweigh the best interests of the public and  
the Defendant in a speedy trial. Time shall be excluded under the Speedy Trial Act, 18 U.S.C. §  
3161(h)(7)(B)(iv) and Local Code T-4, to allow necessary attorney preparation taking into  
consideration the exercise of due diligence for the period from February 3, 2022, up to and  
including March 17, 2022.

IT IS SO ORDERED.

DATED: February 1, 2022

  
Troy L. Nunley  
United States District Judge

Troy L. Nunley  
United States District Judge

**ORDER CONTINUING STATUS  
CONFERENCE**